

### **REMARKS**

Applicant respectfully requests reconsideration and allowance of subject application. Claim 12 has been cancelled. Claims 9-11 and 13-20 are pending. The Applicant respectfully requests consideration of the following remarks.

#### **Allowable subject matter withdrawn**

The indication of Allowability of claims 9, 12-14 and 17-20 was withdrawn in view of a newly discovered reference.

#### **§ 101 Rejection**

Claim 12 stands rejected under 35 U.S.C. § 101 and has been cancelled, thereby obviating the rejection.

#### **§ 102(a) Rejection**

Claims 9, 12-14 and 17-20 stand rejected under 35 U.S.C. § 102(a) as being anticipated by “Strong Security for Distributed File Systems” (hereinafter “IEEE”). The Applicant respectfully traverses the rejection.

The Office asserts the reference under § 102(a) and seems to rely on a copyright of “2001” for the effective date, but provides no additional data with respect to the purported date. However, the Applicant has located a copy of the IEEE reference which states in pertinent part that “This paper appeared in the 20<sup>th</sup> International Performance, Computing, and Communications Conference (IPCCC 2001), Phoenix, AZ, April 2001”, a copy of which is attached.

The present application has a filing date of March 21, 2001. Therefore, it is respectfully submitted that the IEEE reference is not available as a reference. Withdrawal of the rejection with respect to claims 9, 12-14 and 17-20 is respectfully requested.

**New indication of allowable subject matter**

The Office indicated that Claims 10, 11, 15 and 16 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitation of the base claim and any intervening claims. The Applicant thanks the Office for this indication, but as remarked above, the Applicant believes that all pending claims are in condition for allowance.

**Conclusion**

Claims 9-20 are in condition for allowance. Applicant respectfully requests reconsideration and prompt allowance of the subject application. If any issue remains unresolved that would prevent allowance of this case, the Examiner is requested to urgently contact the undersigned attorney to resolve the issue.

Respectfully Submitted,

Date: \_\_\_\_\_

By: /William J. Breen, III, Reg. No. 45,313/  
William J. Breen III  
Reg. No. 45,313  
509.755.7253